**IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD**

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.2933 of 2006

Dated: 9th June, 2006

Between:

Mutchu Gangaiah & another.

.. Petitioners

and

The District Collector,
Prakasam district, Ongole & others.

.. Respondents

**THE HON'BLE SRI JUSTICE C.V.RAMULU**

W.P.No.2933 of 2006

**ORDER:**

This writ petition is filed seeking a Mandamus declaring the action on the part of the respondents 1 and 2 in not conducting enquiry into the misappropriation of funds of third respondent society by the fourth respondent as illegal and arbitrary and further direct the respondents 1 and 2 to conduct elections to the third respondent society forthwith.

The present writ petition is filed complaining that the fourth respondent has committed certain irregularities and misappropriation of funds of third respondent society, but no action was initiated against him and no enquiry was conducted. Further, no statutory elections were conducted to the society as required under law.

The second respondent filed counter affidavit stating that elections to the society were conducted on 25.12.2003. Further, the Joint Collector/District Cooperative Officer, Ongole ordered an enquiry under Section 51 of the A.P. Cooperative Societies Act, 1964 into the allegation of misappropriation of the Dhana Lakshim LICS on 13.10.2005 and Enquiry Officer has also submitted his report on 10.2.2006. There was some delay in conducting elections due to pressure of work.

In view of the above, the cause in this writ petition does not survive and it has become infructuous. Therefore, the writ petition is dismissed as having become infructuous. No order as to costs.

_____

C.V.RAMULU,
J

Date: 9.6.2006

DA

**THE HON'BLE SRI JUSTICE C.V.RAMULU**

W.P.No.2933 of 2006

9.6.2006